

PATENT
Attorney Docket No. 054468-5011-US01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Wei Hu

Application No.: 10/631,912

Filed: May 8, 2006

For: *Diagnostic Device*

Group No.: 1641

Examiner: Bao-Thuy L. Nguyen

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STATEMENT UNDER 37 C.F.R. § 3.73(b)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Nanogen, Inc., states that it is:

- the assignee of the entire right, title, and interest; or
 an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is 100%
in the patent application identified above by virtue of an assignment from the Spectral Diagnostics, Inc. to
Nanogen, Inc. of the patent application identified above.

The assignment of the present application was recorded in the United States Patent and
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OR

A chain of title from the inventor(s), of the patent application/patent identified above, to
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The undersigned, whose signature and title are supplied below, is authorized to act on behalf of the assignee.

Name	William L. Respass	
Signature	<u>William L. Respass</u>	Date <u>June 12, 2007</u>
Title	Sr. Vice President-General Counsel and Secretary for Nanogen, Inc.	Telephone <u>858-410-4600</u>